

FARAD CONTINUATION SHEET NO.
IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE SIDE.

CRIMINAL WRIT PETITION NOS. 1369 TO 1375 OF 2005

Office Notes, Office
Memoranda of Coram,
appearances, Court's
orders or directions
and Registrar's orders.

Court's or
Judge's orders.

Mr. P.K. Dhakephalkar with Ms.
S.T. Shaikh i/by S.K. Shrivastava
and Co. for Petitioner in all the
matters.
Mr. J.C. Satpute for Union of
India in all the matters.
Mr. A.S. Shitole, APP for State
in Cri.W.P. Nos.1369, 1370 and
1371 of 2005.
Mr. S.S. Pednekar, APP for State
in Cri.W.P.Nos.1372, 1373 and 1374
of 2005.
Mr. U.V. Nikam, APP for State in
Cri. W.P. No.1375 of 2005.

**Coram: S.S. Parkar &
Anoop V. Mohta,JJ.**

Date : 27/9/2005.

P.C.:

1. These petitions were filed
challenging the order of the
Competent Authority under the
provisions of the SAFEMA. Present
petitions were filed in this court
as the Appellate Tribunal was not
functioning. By the short reply
affidavit filed on behalf of the
respondents on 9/9/2005 it is
stated that the Appellate Tribunal
is functioning and the appeals

filed by these petitioners had come up before the Appellate Tribunal for hearing on 25/7/2005 when the Tribunal did not take up the interim stay applications for hearing as by the interim order of this court dated 6/5/2005 the parties were directed to maintain status quo in relation to the properties which are the subject matter of declaration under Section 7 of SAFEMA. The next date given by the Tribunal in the appeals is 21/11/2005.

2. In view of the fact that the Appellate Tribunal is now functioning, before whom the appeals have already been preferred by the petitioners, Mr. Dhakephalkar, appearing for the petitioner in all the petitions, seeks permission to withdraw these petitions with a request to continue the interim order until the Appellate Tribunal disposes of the interim applications for stay.

3. The petitions are, therefore, allowed to be withdrawn

and shall stand disposed of as
withdrawn. The interim orders of
stay granted by this court on
6/5/2005 of maintaining status quo
in relation to the properties
concerned shall continue until the
Appellate Tribunal disposes of the
applications for interim stay filed
before it.

(S.S. Parkar,J.)

(Anoop V. Mohta,J.)